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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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10 DERRICK L. SLEDGE, )  
11 Plaintiff(s), ) No. C 07-4622 CRB (PR)  
12 v. ) ORDER  
13 DAVID BALKIND, et al., )  
14 Defendant(s). )  
15 \_\_\_\_\_ )

16 Defendants have moved to dismiss plaintiff's prisoner civil rights  
17 complaint for failure to state a claim upon which relief may be granted. Among  
18 other things, they claim that the action is barred under the rationale of Heck v.  
19 Humphrey, 512 U.S. 477 (1994), and that they are entitled to qualified immunity.  
20 Plaintiff has filed an opposition and a motion for leave to file an amended  
21 complaint. Defendants shall file a reply to the opposition, and an opposition or  
22 notice of non-opposition to plaintiff's motion, by no later than August 29, 2008.  
23 SO ORDERED.

24 DATED: August 18, 2008

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CHARLES R. BREYER  
United States District Judge